

### **Amendments to the Claims:**

This listing of claims will replace all prior versions, and listings, or claims in this application:

### **Listing of Claims:**

- 5            1.            (Original) A downhole tool for use in a cased or lined well bore, the tool comprising a body connectable in a work string, a fluid flow path through the tool body and a barrier located at an outer surface of the tool, wherein the barrier is actuatable to control fluid flow passing the tool and selectively divert fluid flow through the flow path.
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2.            (Original) A downhole tool as claimed in Claim 1 wherein the barrier comprises a resilient member which when acted upon by actuating means deforms to extend the member towards a wall of the well bore.
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3.            (Currently amended) A downhole tool as claimed in Claim 1 ~~or Claim 2~~ wherein the barrier includes a surface engageable with the well casing or liner to provide a seal such that fluid is substantially restricted from passing the tool.
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4.            (Original) A downhole tool as claimed in Claim 3 wherein the surface is a wiper so that as the tool is moved within the well bore the casing or liner is cleaned when the surface is engaged.
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5.            (Currently amended) A downhole tool as claimed in Claim 2 ~~any one of Claims 2 to 4~~ wherein the actuating means is a hydraulic actuator.
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6.            (Original) A downhole tool as claimed in Claim 5 wherein the resilient member is initially held in compression by a retainer and a piston member releases the retainer, to cause the resilient member to expand.
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7.            (Original) A downhole tool as claimed in Claim 6 wherein, well fluid within the well bore acts as the hydraulic fluid to operate the actuating means.
8.            (Currently amended) A downhole tool as claimed in Claim 2 ~~any one of Claims 2 to 4~~ wherein the actuating means includes a ball valve.

9. (Original) A downhole tool as claimed in Claim 8 wherein the barrier is actuatable through a drop ball released at the surface and carried through a bore in the work string and selectively actuatable as the drop ball is deformable.

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10. (Currently amended) A downhole tool as claimed in Claim 2 ~~any preceding Claim~~ wherein the tool includes a plurality of fluid flow paths through the tool body.

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11. (Original) A downhole tool as claimed in Claim 10 wherein one or more of the fluid flow paths includes a filter so that well fluid can be filtered downhole.

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12. (Currently amended) A downhole tool as claimed in Claim 10 ~~or 11~~ wherein one or more of the fluid flow path forms a hydraulic line for the actuation of a feature of the downhole tool.

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13. (Currently amended) A downhole tool as claimed in ~~any one of~~ Claim 10 to 12 wherein the one or more fluid flow paths have an inlet and an outlet arranged on an outer surface of the tool on either side of the barrier.

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14. (Original) A downhole tool for collecting loose debris particles within a well bore, the tool comprising a body connectable in a work string, a fluid flow path through the tool body including means for filtering debris particles and a barrier located at an outer surface of the tool, the barrier comprising a resilient member, wherein the barrier deforms on actuation to control fluid flow passing the tool and selectively divert fluid flow through the flow path.

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15. (Original) A downhole tool as claimed in Claim 14 wherein the filtration means is a screen sized to prevent particles of a predetermined size from passing therethrough.

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16. (Currently amended) A downhole tool as claimed in Claim 14 ~~or Claim 15~~ wherein the tool includes a trap for collecting debris.

17. (Currently amended) A downhole tool as claimed in Claim 14 ~~any one of Claims 14 to 16~~ wherein the resilient member is a rubber ball.
18. (Currently amended) A downhole tool as claimed in Claim 14 ~~any one of Claims 14 to 16~~ wherein the resilient member is an inflatable bladder.
19. (Currently amended) A downhole tool as claimed in Claim 14 ~~any one of Claims 14 to 18~~ including the ~~features of any one of Claims 3 to 13~~ barrier having a surface engageable with the well bore to provide a seal.
20. (Original) A method of controlling fluid flow in a well bore, comprising the steps:
- (a) running a tool having an actuable barrier on a work string downhole;
  - (b) creating relative movement between the fluid in the well bore and the tool;
  - (c) actuating the barrier to control fluid flow passing the tool by varying the cross sectional area of the annulus between the tool and the wall of the well bore.
21. (Original) A method as claimed in Claim 20 further including the step of selectively diverting fluid flow through a flow path in the tool.
22. (Currently amended) A method as claimed in Claim 20 ~~or 21~~ wherein the method includes the step of actuating the barrier until the barrier sealingly engages the wall of the well bore and thus substantially restricts fluid flow passing the tool.
23. (Currently amended) A method as claimed in Claim 20 ~~any one of Claims 20 to 22~~ wherein the method includes the step of filtering the fluid flow through the flow path in the tool.